

## 1991 No. 335

**SUPREME COURT, NORTHERN IRELAND PROCEDURE****The Rules of the Supreme Court (Northern Ireland)  
(Amendment No. 5) 1991**

*Made* . . . . . 25th July 1991

*Coming into operation* . . . . . 30th August 1991

*To be laid before Parliament*

We, the Northern Ireland Supreme Court Rules Committee, being the authority having for the time being power under section 55 of the Judicature (Northern Ireland) Act 1978(a) to make, amend or revoke rules regulating the practice and procedure of the Supreme Court of Judicature of Northern Ireland, hereby, with the concurrence of the Lord Chancellor, exercise those powers as follows:

*Citation and commencement*

1. These Rules may be cited as the Rules of the Supreme Court (Northern Ireland) (Amendment No. 5) 1991 and shall come into operation on 30th August 1991.

*Non-Contentious Probate Proceedings*

2. Order 97 in the Rules of the Supreme Court (Northern Ireland) 1980(b) shall be amended by substituting for paragraph (1) of rule 2 the following paragraph:

“(1) A person applying for a grant through a solicitor may apply by post or otherwise at the Office or any branch office.”.

*The Rules of the Supreme Court (Northern Ireland) (Amendment) 1991*

3. Rule 5 of the Rules of the Supreme Court (Northern Ireland) (Amendment) 1991(c) shall be amended by substituting for paragraph (b) the following paragraph:

“(b) in rule 13:

- for the words “section 67(2) of the Act” wherever they appear there shall be substituted the words “Article 146(4) of the 1986 Order”; and
- for the words “the said section 67(2)” there shall be substituted the words “the said Article 146(4)” ”.

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(a) 1978 c. 23

(b) S.R. 1980 No. 346

(c) S.R. 1991 No. 231

Dated 27th June 1991

*Brian Hutton  
Donald Murray  
J. P. Higgins  
Aidan A. Canavan*

Dated 25th July 1991

I concur,

*Mackay of Clashfern, C.*

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EXPLANATORY NOTE

*(This note is not part of the Rules.)*

These Rules:

- amend the Rules of the Supreme Court (Northern Ireland) 1980 to allow an application by a solicitor for a grant of probate or administration to be made by post to the Probate and Matrimonial Office in Belfast;
- amend the Rules of the Supreme Court (Northern Ireland) (Amendment) 1991 to correct an error in Rule 5 insofar as it amends Order 102 rule 13 of the Rules of the Supreme Court (Northern Ireland) 1980.